

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the
Northern District of Texas

Town North Bank, NA

Plaintiff

v.

Shay Financial Services, Inc., et al

Defendant

Civil Action No. 3:11-cv-03125-L

Summons in a Civil Action

TO: Merrill Lynch & Co., Inc.

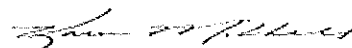
A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) -- or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) -- you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or the plaintiff's attorney, whose name and address are:

Stuart Reynolds
300 N. Coit Road
Suite 1125
Richardson , TX 75080

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT



Signature of Clerk or Deputy Clerk

DATE: 11/14/2011



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PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (I))

This summons for (name of individual and title, if any) _____
was received by me on (date) _____.

☐ I personally served the summons on the individual at (place) _____
on (date) _____; or

☐ I left the summons at the individual's residence or usual place of abode with (name) _____,
a person of suitable age and discretion who resides there,
on (date) _____, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) MARIE GARCIA, who is designated
by law to accept service of process on behalf of (name of organization) Merrill Lynch & Co., INC., by through
Registered Agent CT Corporation System on (date) December 5, 2011; or
350 N. ST. PAUL, STE 2900
DALLAS, TEXAS 75201

☐ I returned the summons unexecuted because _____; or

☐ other (specify) _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____

I declare under penalty of perjury that this information is true.

Date: December 5, 2011

Danny L. Russell SC#1078
Server's signature

Danny L. Russell - PRINTE PROCESS SERVER
Printed name and title
2712 Hunters Creek Dr.
PLANO, TX 75075
Server's address

Additional information regarding attempted service, etc: